THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P. No. 26915 of 2006

Oral order:

The petitioner, who is working with the respondent-Singareni Collieries Company Limited, has filed this writ petition praying for following reliefs:

i) To declare the action of the respondent in ignoring the petitioner's date of birth as 07.10.1952 as mentioned in B-Register which is being maintained in terms of Section 48 of the Mines Act, 1952 as illegal and arbitrary; and

ii) Consequently direct the respondent to continue the petitioner in service upto 31.10.2012 in terms of the entries in B-Register, which is being maintained in terms of Section 48 of the Mines Act, 1952.

Pursuant to the notice ordered by this Court, the respondent-company, filed counter.

Though the petitioner in the writ petition, sought for the afore-mentioned reliefs, but after arguing the writ petition for some time, the learned counsel for the petitioner submitted that he would be satisfied if a direction is given to the respondent-company to consider and dispose of the representation dated 10.10.2007, made by the petitioner, requesting the respondent-company to refer him to the Apex Medical Board for ascertaining his correct age.

Having regard to the stand taken by the counsel for the petitioner, and having heard the learned Standing Counsel for the respondent-company, I deem it appropriate to dispose of the writ petition with the following directions:

The General Manager of the respondent-company, is directed to consider and dispose of the representation dated 10.10.2007, said to have been made by the petitioner for referring him to the Apex Medical Board, for ascertaining his age, and pass appropriate orders thereon,

expeditiously.

Accordingly, the writ petition is disposed of. No costs.

N.V. RAMANA, J.

Dated: 12th October, 2007.

Note:

Issue CC today.
(B/o)
KSR